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FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. APPLICATION NO. FILING DATE **UA0032 US NA** 2373 06/01/2001 Chi Zhang 09/872,301 EXAMINER 03/10/2004 23906 7590 TALBOT, BRIAN K E I DU PONT DE NEMOURS AND COMPANY LEGAL PATENT RECORDS CENTER PAPER NUMBER ART UNIT BARLEY MILL PLAZA 25/1128 1762 4417 LANCASTER PIKE WILMINGTON, DE 19805

DATE MAILED: 03/10/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)	
	09/872,301	ZHANG, CHI	
Office Action Summary	Examiner	Art Unit	
	Brian K Talbot	1762	
The MAILING DATE of this communica Period for Reply	ition appears on the cover sheet wi	th the correspondence addres	ss
A SHORTENED STATUTORY PERIOD FOR THE MAILING DATE OF THIS COMMUNIC. - Extensions of time may be available under the provisions of after SIX (6) MONTHS from the mailing date of this commun. - If the period for reply specified above is less than thirty (30) of the communical of the period for reply is specified above, the maximum statust. - Failure to reply within the set or extended period for reply will any reply received by the Office later than three months after earned patent term adjustment. See 37 CFR 1.704(b).	ATION. 37 CFR 1.136(a). In no event, however, may a reication. days, a reply within the statutory minimum of thirt tory period will apply and will expire SIX (6) MON I, by statute, cause the application to become AB	eply be timely filed by (30) days will be considered timely. THS from the mailing date of this commu ANDONED (35 U.S.C. § 133).	unication.
Status			
 1) Responsive to communication(s) filed 2a) This action is FINAL. 3) Since this application is in condition fo closed in accordance with the practice) This action is non-final. r allowance except for formal matt	ers, prosecution as to the me	erits is
Disposition of Claims			
4) ☐ Claim(s) 1-50 is/are pending in the app 4a) Of the above claim(s) is/are 5) ☐ Claim(s) is/are allowed. 6) ☐ Claim(s) is/are rejected. 7) ☐ Claim(s) is/are objected to. 8) ☐ Claim(s) 1-50 are subject to restriction	withdrawn from consideration.		
Application Papers			
9) The specification is objected to by the final term of the final	a) accepted or b) objected to on to the drawing(s) be held in abeyar ne correction is required if the drawing	nce. See 37 CFR 1.85(a). (s) is objected to. See 37 CFR 1	` '
Priority under 35 U.S.C. § 119			
	ocuments have been received. ocuments have been received in A the priority documents have been al Bureau (PCT Rule 17.2(a)).	application No received in this National Sta	I ge
Attachment(s)		(570.440)	
 Notice of References Cited (PTO-892) Notice of Draftsperson's Patent Drawing Review (PTO 3) Information Disclosure Statement(s) (PTO-1449 or PT Paper No(s)/Mail Date 	O-948) Paper No(s	Summary (PTO-413) s)/Mail Date nformal Patent Application (PTO-152 	2)

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Election/Restrictions

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - I. Claims 1-14, drawn to an organic electronic device, classified in class 257,
 subclass 1+.
 - II. Claims 15 and 16, drawn to a polymer light-emitting diode, classified in class313, subclass 504.
 - III. Claims 17-39, drawn to method of making organic electronic device, classified in class 427, subclass 74+.
- 2. If Applicant were to elect Group I, above, it is noted that the application contains claims 40-50 directed to the following patentably distinct species of the claimed invention.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, claims 1-14 are generic.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after

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the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

3. The inventions are distinct from each other because of the following reasons:

Inventions III and (I,II) are related as process of making and product made. The inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be used to make other and materially different product or (2) that the product as claimed can be made by another and materially different process (MPEP j 806.05(9). In the instant case the product as claimed can be made by another and materially different process other than coating such as by laminating.

Inventions I and II are unrelated. Inventions are unrelated if it can be shown that they are not disclosed as capable of use together and they have different modes of operation, different functions, or different effects (MPEP § 806.04, MPEP § 808.01). In the instant case the different inventions have different effects whereas Group I can be something other than a polymer light emitting diode such as any of the devices as claimed in claims 40-50.

4. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

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A telephone call was made to Chen Wang on 2/25/03 to request an oral election to the 5. above restriction requirement, but did not result in an election being made.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any inquiry concerning this communication or earlier communications from the 6. examiner should be directed to Brian K Talbot whose telephone number is (571) 272-1428. The examiner can normally be reached on Monday-Friday 6AM-3PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Shrive P Beck can be reached on (571) 272-1415. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

> Brian K Talbot Primary Examiner

B-Kralls

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